

1 JANET L. CHUBB, ESQ.  
 2 Nevada State Bar No. 176  
 2 LOUIS M. BUBALA III, ESQ.  
 3 Nevada State Bar No. 8974  
 3 JONES VARGAS  
 4 100 W. Liberty St, 12<sup>th</sup> Floor  
 4 P.O. Box 281  
 5 Reno, NV 89504-0281  
 5 Telephone: 775-786-5000  
 6 Fax: 775-786-1177  
 6 Email: [jlc@jonesvargas.com](mailto:jlc@jonesvargas.com)  
 7 and [tbw@jonesvargas.com](mailto:tbw@jonesvargas.com)  
 7 and [lbubala@jonesvargas.com](mailto:lbubala@jonesvargas.com)

*Electronically Filed on  
March 30, 2007*

8 Attorneys for Fertitta Enterprises, Inc.

9 **UNITED STATES BANKRUPTCY COURT**

10 **DISTRICT OF NEVADA**

11 In re:

12 USA COMMERCIAL MORTGAGE COMPANY,  
13 Debtor.

Case No. BK-S-06-10725-LBR  
Case No. BK-S-06-10726-LBR  
Case No. BK-S-06-10727-LBR  
Case No. BK-S-06-10728-LBR  
Case No. BK-S-06-10729-LBR

14 USA CAPITAL REALTY ADVISORS, LLC,  
15 Debtor.

Chapter 11

16 USA CAPITAL DIVERSIFIED TRUST DEED FUND,  
17 LLC,  
18 Debtor.

**NOTICE OF ENTRY OF ORDER  
ON ESTATE OF DANIEL TABAS'  
AND FERTITTA ENTERPRISES,  
INC.'S MOTION FOR RELIEF  
FROM THE AUTOMATIC STAY  
TO TERMINATE THE LOAN  
SERVICING AGREEMENT FOR  
THE DIRECT LOAN TO COLT  
GATEWAY LLC**

19 USA CAPITAL FIRST TRUST DEED FUND, LLC,  
20 Debtor.

21 USA SECURITIES, LLC,  
22 Debtor.

23 Affects:

- All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

Hearing Date: 2/15/07  
Hearing Time: 9:30 a.m.

23 PLEASE TAKE NOTICE that an Order on Estate of Daniel Tabas' and Fertitta  
24 Enterprises, Inc.'s Motion for Relief From the Automatic Stay to Terminate the Loan Servicing  
25 Agreement for the Direct Loan to Colt Gateway in the above-entitled bankruptcy case was entered  
26 on the 26th day of March, 2007. A true and correct copy of said order is attached hereto.

JONES VARGAS  
 100 W. Liberty Street, 12<sup>th</sup> Floor  
 P.O. Box 281  
 Reno, Nevada 89504-0281  
 Tel: (775) 786-5000 Fax: (775) 786-1177

1 DATED this 30<sup>th</sup> day of March, 2007.

2 JONES VARGAS

3 //s// Janet L. Chubb  
4 JANET L. CHUBB, ESQ.  
5 LOUIS M. BUBALA III, ESQ.  
6 Attorneys for Fertitta Enterprises, Inc.

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27  
28  
JONES VARGAS  
100 W. Liberty Street, 12<sup>th</sup> Floor  
P.O. Box 281  
Reno, Nevada 89504-0281  
Tel: (775) 786-5000 Fax: (775) 786-1177

## **CERTIFICATE OF SERVICE**

1. On March 30, 2007, I served the following document(s):

## NOTICE OF ENTRY OF ORDER

2. I served the above-named document(s) by the following means to the persons as listed below:

a. **ECF System** (attach the "Notice of Electronic Filing" or list all persons and addresses):

- MICHELLE L. ABRAMS mabrams@mabramslaw.com
- FRANKLIN C. ADAMS franklin.adams@bbklaw.com, arthur.johnston@bbklaw.com
- NANCY L ALLF nallf@parsonsbehle.com, klawrence@parsonsbehle.com;tthomas@parsonsbehle.com;ecf@parsonsbehle.com
- FRANK A. ANDERSON anderson.frank@pbgc.gov, efile@pbgc.gov
- OGONNA M. ATAMOH oatamoh@nevadafirm.com, bkecf@nevadafirm.com;paltstatt@nevadafirm.com;sliberio@nevadafirm.com
- KERIANN M ATENCIO ATENCIO@GTLAW.COM
- BMC GROUP, INC. evrato@bmcgroup.com, ecf@bmcgroup.com;jmiller@bmcgroup.com;jbartlett@bmcgroup.com
- GEORGANNE W. BRADLEY georganne.bradley@bullivant.com, mary.opatny@bullivant.com
- KELLY J. BRINKMAN kbrinkman@goldpatterson.com
- THOMAS R BROOKSBANK tom@tombrooksbank.com, renee@tombrooksbank.com
- ANDREW M. BRUMBY abrummy@shutts-law.com, rhicks@shutts-law.com;lmackson@shutts-law.com
- MATTHEW Q. CALLISTER mqc@callister-reynolds.com, maggie@callister-reynolds.com
- CANDACE C CARLYON ltreadway@sheacarlyon.com, ccarlyon@sheacarlyon.com; bankruptcyfilings@sheacarlyon.com; rmsmith@sheacarlyon.com
- ROB CHARLES rcharles@lrlaw.com, cjordan@lrlaw.com
- MICHAEL W. CHEN yvette@ccfirm.com
- KEVIN B. CHRISTENSEN kbchrislaw@aol.com
- EDWARD S. COLEMAN mail@coleman4law.com
- WILLIAM D COPE cope\_guerra@yahoo.com
- LAUREL E. DAVIS bklsclov@lionelsawyer.com, ldavis@lionelsawyer.com;gbagley@lionelsawyer.com;ldavisesq@aol.com
- DEBT ACQUISITION COMPANY OF AMERICA V, LLC (tf) tfette@daca4.com
- THOMAS H. FELL BANKRUPTCYNOTICES@GORDONSILVER.COM
- ARLEY D. FINLEY tfinley@diamondmccarthy.com
- SCOTT D. FLEMING sfleming@halelane.com, dbergsing@halelane.com,ecfvegas@halelane.com
- GREGORY E GARMAN bankruptcynotices@gordonsilver.com
- DOUGLAS D. GERRARD dgerrard@gerrard-cox.com
- WADE B. GOCHNOUR wgochnour@hwmlvlaw.com, donnat@hwmlvlaw.com

**JONES VARGAS**  
100 W. Liberty Street, 12<sup>th</sup> Floor  
P.O. Box 281  
Reno, Nevada 89504-0281  
Tel: (775) 786-5000 Fax: (775) 786-1177

- CARLOS A. GONZALEZ carlos.gonzalez2@usdoj.gov,  
Darlene.Ruckard@usdoj.gov;Eunice.Jones@usdoj.gov;Sue.Knight@usdoj.gov
- GERALD M GORDON bankruptcynotices@gordonsilver.com
- R. VAUGHN GOURLEY vgourley@lvcm.com
- TALITHA B. GRAY bankruptcynotices@gordonsilver.com
- JAMES D. GREENE bknotice@schrecklaw.com
- MARJORIE A. GUYMON bankruptcy@goldguylaw.com, ddias@goldguylaw.com
- PETER W. GUYON pguyon@yahoo.com
- JEFFREY R. HALL jhall@sheacarlyon.com,  
bankruptcyfilings@sheacarlyon.com;aboehmer@sheacarlyon.com;ltreadway@sheacarlyon.com;rsmith@sheacarlyon.com
- XANNA R. HARDMAN xanna.hardman@gmail.com
- STEPHEN R HARRIS noticesbh&p@renolaw.biz
- JEFFREY L HARTMAN notices@bankruptcreno.com
- BRIGID M. HIGGINS bankruptcynotices@gordonsilver.com
- RICHARD F. HOLLEY rholley@nevadafirm.com,  
paltstatt@nevadafirm.com;vnelson@nevadafirm.com;sliberio@nevadafirm.com;bkecf@nevadafirm.com
- RANDOLPH L. HOWARD rhoward@klnevada.com,  
ckishi@klnevada.com;bankruptcy@klnevada.com
- DAVID W. HUSTON dwh@hustonlaw.net, swaits@hustonlaw.net
- CHRISTOPHER D JAIME cjaime@waltherkey.com, kbernhar@waltherkey.com
- EVAN L. JAMES ejameslv@earthlink.net, kbchrislaw@aol.com
- ANNETTE W JARVIS ajarvis@rqn.com
- ERIN E. JONES ejones@diamondmccarthy.com, cburrow@diamondmccarthy.com
- TY E. KEHOE TyKehoeLaw@aol.com
- ROBERT R. KINAS rkinas@swlaw.com,  
jmcbee@swlaw.com;jmath@swlaw.com;imccord@swlaw.com
- DEAN T. KIRBY dkirby@kirbymac.com,  
jhebert@kirbymac.com;lackerman@kirbymac.com
- ZACHARIAH LARSON ecf@lslawnv.com
- JOHN J. LAXAGUE jlaxague@caneclark.com
- GEORGE C LAZAR glazar@foxjohns.com, gclazar@sbcglobal.net
- NILE LEATHAM nleatham@klnevada.com,  
ckishi@klnevada.com;bankruptcy@klnevada.com
- ROBERT C. LEPOME rlepome@cox.net, smstanton@cox.net
- ANNE M. LORADITCH ecffilings@beckleylaw.com,  
aloraditch@beckleylaw.com;pkois@beckleylaw.com
- ERIC D. MADDEN emadden@diamondmccarthy.com
- PATRICIA A. MARR jjllaw@leelaw.lvcoxmail.com,  
lqlaw03@yahoo.com;mark@leelaw.lvcoxmail.com
- JAMES C. MCCARROLL , dturetsky@reedsmith.com;leonard@reedsmith.com
- REGINA M. MCCONNELL rmcconnell@kssattorneys.com
- WILLIAM L. MCGIMSEY lawoffices601@lvcoxmail.com
- RICHARD MCKNIGHT mcknightlaw@cox.net,  
gkopang@lawlasvegas.com;cburke@lawlasvegas.com
- JEANETTE E. MCPHERSON bkfilings@s-mlaw.com
- JEANETTE E. MCPHERSON bkfilings@s-mlaw.com

1     • SHAWN W MILLER   bankruptcyfilings@sheacarlyon.com,  
 2                           smiller@sheacarlyon.com;aboehmer@sheacarlyon.com;ltreadway@sheacarlyon.com;rs  
 3                           mith@sheacarlyon.com  
 4     • DAVID MINCIN    mcknightlaw@cox.net,  
 5                           gkopang@lawlasvegas.com;dmincin@lawlasvegas.com,cburke@lawlasvegas.com  
 6     • JOHN F MURTHA   jmurtha@woodburnandwedge.com  
 7     • ERVEN T. NELSON   erv@rlbolick.com, susan@rlbolick.com  
 8     • VICTORIA L NELSON   bkecf@nevadafirm.com,  
 9                           vnelson@nevadafirm.com;paltstatt@nevadafirm.com;rholley@nevadafirm.com;sliberio  
 10                           @nevadafirm.com  
 11     • BOB L. OLSON    ecffilings@beckleylaw.com,  
 12                           bolson@beckleylaw.com;dgriffis@beckleylaw.com  
 13     • DONNA M. OSBORN   ebaker@marquisaurbach.com,  
 14                           dosborn@marquisaurbach.com;tszostek@marquisaurbach.com,kgallegos@MarquisAurb  
 15                           ach.com  
 16     • CHRISTINE M. PAJAK   cpajak@stutman.com, ekarasik@stutman.com  
 17     • ANDREW M. PARLEN   aparlen@stutman.com  
 18     • DONALD T. POLEDNAK   sandplegal@yahoo.com, spbankruptcy@yahoo.com  
 19     • PAUL C RAY    info@johnpeterlee.com  
 20     • CHRISTINE A ROBERTS   bankruptcy@rocgd.com  
 21     • SUSAN WILLIAMS SCANN   sscann@deanerlaw.com, palexander@deanerlaw.com  
 22     • LENARD E. SCHWARTZER   bkfilings@s-mlaw.com  
 23     • JAMES PATRICK SHEA   bankruptcyfilings@sheacarlyon.com,  
 24                           ltreadway@sheacarlyon.com;rmsmith@sheacarlyon.com;aboehmer@sheacarlyon.com  
 25     • SHLOMO S. SHERMAN   ssherman@sheacarlyon.com,  
 26                           aboehmer@sheacarlyon.com;bankruptcyfilings@sheacarlyon.com;ltreadway@sheacarly  
 27                           on.com;rmsmith@sheacarlyon.com  
 28     • AMBRISH S. SIDHU   ecf@lslawnv.com  
 29     • JEFFREY G. SLOANE   gjklepel@yahoo.com, rmcconnell@kssattorneys.com  
 30     • ALAN R SMITH    mail@asmithlaw.com,  
 31                           turk@asmithlaw.com;marsh@asmithlaw.com;darby@asmithlaw.com  
 32     • DAVID A. STEPHENS   dstephens@lvcm.com  
 33     • PETER SUSI    cheryl@msmlaw.com, msm@msmlaw.com  
 34     • JEFFREY R. SYLVESTER   jeff@sylvesterpolednak.com,  
 35                           David@sylvesterpolednak.com  
 36     • ROLLIN G. THORLEY   rollin.g.thorley@irs counsel.treas.gov  
 37     • AMY N. TIRRE    atirre@kkbrf.com, lmccarron@kkbrf.com  
 38     • U.S. TRUSTEE - LV - 11   USTPRegion17.lv.ecf@usdoj.gov  
 39     • GREGORY J. WALCH   GWalch@Nevadafirm.com  
 40     • RUSSELL S. WALKER   rwalker@wklawpc.com,  
 41                           eloveridge@wklawpc.com;lboynont@wklawpc.com;ckirk@wklawpc.com  
 42     • WHITNEY B. WARNICK   wbw@albrightstoddard.com,  
 43                           bstessel@albrightstoddard.com  
 44     • GREGORY L. WILDE   bk@wilde law.com  
 45     • WILLIAM J. WRAY   wjj@oreillylawgroup.com,  
 46                           rh@oreillylawgroup.com,bc@oreillylawgroup.com,lc@oreillylawgroup.com,ddh@oreill  
 47                           ylawgroup.com, mr@oreillylawgroup.com  
 48     • JOAN C WRIGHT    jwright@allisonmackenzie.com, jbrooks@allisonmackenzie.com

1       • MATTHEW C. ZIRZOW   bankruptcynotices@gordonsilver.com  
2       • ANTHONY A. ZMAILA   azmaila@nevadafirm.com,  
3                                bkecf@nevadafirm.com;mbarnes@nevadafirm.com,paltstatt@nevadafirm.com

4                                ■ b.   **United States mail, postage fully prepaid** (list persons and addresses):

5       THOMAS J. ALLISON  
6       USA COMMERCIAL MORTGAGE ET AL.  
7       4484 SOUTH PECOS ROAD  
8       LAS VEGAS, NV 89121

9                                ■ c.   **Personal Service** (list persons and addresses):

10      I personally delivered the document(s) to the persons at these addresses:

11      ■ For a party represented by an attorney, delivery was made by  
12       handing the document(s) to the attorney or by leaving the document(s) at  
13       the attorney's office with a clerk or other person in charge, or if no one is  
14       in charge by leaving the document(s) in a conspicuous place in the office.

15      ■ For a party, delivery was made by handing the document(s) to the  
16       party or by leaving the document(s) at the person's dwelling house or  
17       usual place of abode with someone of suitable age and discretion residing  
18       there.

19                                ■ d.   **By direct email (as opposed to through the ECF System)** (list persons  
20       and email addresses):

21      **Frank Merola, Eve Karasik & Christine M. Pajak**  
22      fmerola@stutman.com: ekarasik@stutman.com; cpajak@stutman.com

23      **Marc A. Levinson & Lynn Trinka Ernce**  
24      malevinson@orick.com;lernce@orrick.com

25      **Andrew Welcher c/o William E. Winfield,**  
26      wwinfield@nchc.com

27      **Steven C. Strong, & Douglas M. Monson**  
28      sstrong@rqn.com; dmonson@rqn.com

29      **Leonard E. Schwartzter**  
30      Lschwartzter@s-mlaw.com

31      **Susan M. Freeman**  
32      sfreeman@lrlaw.com

33      **August B. Landis**  
34      Augie.landis@usdoj.gov

35      Based upon the written agreement of the parties to accept service by email  
36       or a court order, I caused the document(s) to be sent to the persons at the  
37       email addresses listed below. I did not receive, within a reasonable time  
38       after the transmission, any electronic message or other indication that the  
39       transmission was unsuccessful.

**9 e. By fax transmission (list persons and fax numbers):**

Based upon the written agreement of the parties to accept service by fax transmission or a court order, I faxed the document(s) to the persons at the fax numbers listed below. No error was reported by the fax machine that I used. A copy of the record of the fax transmission is attached.

9 f. By messenger:

I served the document(s) by placing them in an envelope or package addressed to the persons at the addresses listed below and providing them to a messenger for service. (A declaration by the messenger must be attached to this Certificate of Service).

**I declare under penalty of perjury that the foregoing is true and correct.**

DATED this 30th day of March, 2007.

J. Englehart  
Name

//s// J. Englehart  
signature

**JONES VARGAS**  
100 W. Liberty Street, 12<sup>th</sup> Floor  
P.O. Box 281  
Reno, Nevada 89504-0281  
Tel: (775) 786-5000 Fax: (775) 786-1177